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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

WILLIAM A. MUNDELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

2002 OCT 21 P 1:01

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF:

Ronald Lee Keel  
1849 Viola Drive  
Sierra Vista, AZ 85635

Donald Ramey  
211 N. 4<sup>th</sup> Street  
Sierra Vista, AZ 85636

Meracana Mining Corporation  
1849 Viola Drive  
Sierra Vista, AZ 85635

Respondents.

DOCKET NO. S-03418A-01-0000

Arizona Corporation Commission

DOCKETED

OCT 21 2002

DOCKETED BY

CAC

SIXTH  
PROCEDURAL ORDER**BY THE COMMISSION:**

On December 11, 2001, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and for Other Affirmative Action ("Notice") against Ronald Lee Keel, Donald Ramey and Meracana Mining Corporation (collectively "Respondents") in which the Division alleged that Respondent engaged in acts, practices and transactions that constitute violation of the Arizona Securities Act ("Act").

Respondents were duly served with the Notice.

On October 16, 2002, the Commission's Securities Division ("Division") filed a Motion to Continue the Hearing in this matter. The Division indicated that it has reached a settlement with Respondent Ramey and the Division will present a Consent Order at the Securities Open Meeting on November 21, 2002. The Division also stated that it anticipates that it will present a Consent Order for Respondent Keel at the same time. Therefore, the Division requested the Commission continue the hearing in this matter to a date after November 21, 2002.

On October 16, 2002, the Division filed another Motion. In that Motion, the Division

1 requested that the Commission vacate the request for a hearing and enter a Default Order against  
2 Respondent Meracana Mining Corporation ("Meracana"). The Motion states that in January, 2002,  
3 Respondent Keel requested a hearing in this matter on behalf of himself and Meracana. Respondent  
4 Keel is the president of Meracana; however, he is not an attorney. The Division went on to state that  
5 during the course of these proceedings, Meracana did not enter an appearance nor properly request a  
6 hearing as it is not represented by counsel. The Division noted that Respondent Keel indicated that  
7 he would retain an attorney for himself and Meracana; however, Respondent Keel never retained an  
8 attorney for Meracana.

9 In May, 2002, the Division filed a Motion for Order Requiring Meracana to Retain Legal  
10 Counsel ("Motion for Order"). The Division argued that since Respondent Keel was not a licensed  
11 attorney, then he could not represent Meracana in this matter and Respondent Keel's request for a  
12 hearing on behalf of Meracana should be void. Further, the Division argued that if Meracana does  
13 not retain legal counsel, then a default order could be entered against Meracana for all the requested  
14 relief sought in the Notice.

15 On July 2, 2002, the Commission issued a Procedural Order that partially granted the  
16 Division's Motion for Order. In that Procedural Order, a hearing was scheduled based on the belief  
17 that legal counsel would be retained to represent Meracana. However, no legal counsel has ever been  
18 retained to represent Meracana in this matter.

19 A corporation cannot be represented before the Commission by someone who is not a  
20 licensed attorney in matters involving violations of the Securities Act. Since Respondent Keel is not  
21 an attorney, he cannot represent or appear on behalf of Meracana before the Commission and his  
22 request for a hearing on behalf of Meracana is void and should be vacated.

23 Accordingly, Respondent Keel's request for a hearing on behalf of Meracana is vacated and a  
24 default order can be entered against Meracana.


25 IT IS THEREFORE ORDERED that the hearing in the above-captioned matter on October  
26 21, 2002, shall be vacated and rescheduled for **February 3, 2003 at 10:00 a.m.**

27 IT IS FURTHER ORDERED that the parties shall exchange witness lists and exhibits no later  
28 than 10 days before the hearing and provide a copy of same to the presiding Administrative Law

1 Judge.

2 IT IS FURTHER ORDERED that Meracana Mining Corporation has not requested a hearing  
3 in this matter and that a default could be entered against it.

4 DATED this 21 day of October, 2002.

5  
6 

7 PHILIP J. DION III  
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing were mailed/delivered this  
10 21 day of October, 2002 to:

11 Robert D. Stachel, Jr.  
12 CARDINAL & STACHEL  
13 3965 E. Goothills Drive, Ste. E2  
14 Sierra Vista, AZ 85635  
15 Attorney for Donald Ramey

16 Ronald Lee Keel  
17 c/o Lisa Keel  
18 6363 N. Montebella Road, 17202  
19 Tucson, AZ 85704


20 Richard Keel  
21 Officer/Director  
22 Meracana Mining Corporation  
23 5496 Fitz Avenue  
24 Portage, IN 46368

25 Moira McCarthy  
26 Assistant Attorney General  
27 ARIZONA ATTORNEY GENERAL'S OFFICE  
28 1275 West Washington Street  
Phoenix, Arizona 85007

W. Mark Sendrow, Director  
Securities Division  
ARIZONA CORPORATION COMMISSION  
1300 West Washington Street  
Phoenix, Arizona 85007

ARIZONA REPORTING SERVICE, INC.  
2627 N. Third Street, Suite Three  
Phoenix, Arizona 85004-1104

By:

  
Molly Johnson  
Secretary to Philip J. Dion III